

ESTTA Tracking number: **ESTTA524563**

Filing date: **03/04/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92056708
Party	Defendant Restaurant Consulting Group, Inc. CFD Enterprises, Inc. dba Restaurant Trends
Correspondence Address	RESTAURANT CONSULTING GROUP INC CFD ENTERPRISES INC dba RESTAURANT TRENDS 1740 RIDGE AVENUE Evanston EVANSTON, IL 60201 UNITED STATES
Submission	Answer
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Signature	/lawrence d mandel/
Date	03/04/2013
Attachments	Answer and Affirmative Defenses to the Petition for Cancellation.pdf (3 pages) (793617 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Registration No. 1,958,060
Registered on February 20, 1996

FRONTLINE SELLING, LLC,

Petitioner,

v.

RESTAURANT CONSULTING GROUP,
INC., CFD ENTERPRISES, INC. d/b/a
RESTAURANT TRENDS,

Respondent.

Cancellation No. 92056708

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Attn: Trademark Trial & Appeal Board

**ANSWER AND AFFIRMATIVE DEFENSES TO THE PETITION FOR
CANCELLATION**

Respondent, CFD Enterprises, Inc. d/b/a Restaurant Trends, by and through its attorneys,
hereby answers the Petition For Cancellation as follows:

1. Respondent admits the allegations in Paragraph 1 of the Petition For Cancellation.
2. Respondent denies the allegations in Paragraph 2 of the Petition For Cancellation.
3. Respondent is without knowledge or information sufficient to form a belief as to
the allegations in Paragraph 3 of the Petition For Cancellation, and, therefore, denies the same.

FIRST AFFIRMATIVE DEFENSE

Petitioner has failed to state a claim upon which relief can be granted.

SECOND AFFIRMATIVE DEFENSE

Petitioner lacks standing to assert the claims in the Petition for Cancellation.

THIRD AFFIRMATIVE DEFENSE

Petitioner does not own any trademark or service mark.

FOURTH AFFIRMATIVE DEFENSE

Petitioner has made no use in commerce (as the term is defined in the Trademark Act, 15 U.S.C. § 1127) of the designation "FRONTLINE SELLING."

FIFTH AFFIRMATIVE DEFENSE

Respondent's mark is in use and has been in continuous use since the date asserted in the Registration.

WHEREFORE, Respondent prays for judgment dismissing the Petition For Cancellation, with prejudice.

Respectfully submitted,


Dated: March 4, 2013

By: 

Lawrence D. Mandel
Attorney for Respondent
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Answer and Affirmative Defenses to the Petition of Cancellation was served by first class mail, postage prepaid, upon Jeffrey H. Kaufman, Esq., Oblon Spivak McClelland Maier & Neustadt LLP, 1940 Duke Street, Alexandria, Virginia 22314, attorney for Petitioner, this 4th day of March, 2013.



Lawrence D. Mandel